

FEDERAL COMMUNICATIONS COMMISSION**47 CFR Part 73**

[DA 01-1239; MM Docket No. 01-37, RM-10065]

Radio Broadcasting Services; Houston and Anchorage, AK**AGENCY:** Federal Communications Commission.**ACTION:** Final rule.

SUMMARY: The Commission, at the request of Chester P. Coleman substitutes Channel 234C1 for Channel 234C2 at Houston, Alaska, and modifies Station KADX's license to reflect the change. It also modifies the license of Ubik Corporation, licensee of Station KNIK-FM, Anchorage, Alaska, to specify operation on Channel 286C1 in lieu of the present Channel 287C1, after Ubik failed to respond to the Order to Show Cause issued to it to show cause why its license should not be so modified. Channel 234C1 is allotted at Houston, Alaska, consistent with the minimum distance separation requirements of section 73.207(b) and the principal community coverage requirements of section 73.315(a) of the Commission's Rules at coordinates 61-29-03 NL and 149-45-52 WL, with a site restriction of 17.2 kilometers (10.7 miles) south of the community. Channel 286C1 is allotted at Anchorage, Alaska consistent with the minimum distance separation requirements of section 73.207(b) and the principal community coverage requirements of section 73.315(a) of the Commission's Rules, at Station KNIK-FM's licensed site, at coordinates 61-11-33 NL and 149-54-01 WL, 2.8 kilometers (1.8 miles) south of the community.

DATES: Effective July 2, 2001.**FOR FURTHER INFORMATION CONTACT:** Victoria M. McCauley, Mass Media Bureau, (202) 418-2180.

SUPPLEMENTARY INFORMATION: This is a summary of the Commission's Notice of Proposed Rule Making, MM Docket No. 01-37, adopted May 9, 2001, and released on May 18, 2001. The full text of this Commission decision is available for inspection and copying during normal business hours in the Commission's Reference Information Center, 445 Twelfth Street, SW., Washington, DC 20554. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Services, Inc., 1231 20th Street, NW., Washington, DC 20036 (202) 857-3800, facsimile (202) 857-3805.

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contact.

For information regarding proper filing procedures for comments, see 47 CFR 1.415 and 1.420.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

For the reasons discussed in the preamble, the Federal Communications Commission proposes to amend 47 CFR part 73 as follows:

PART 73—RADIO BROADCAST SERVICES

1. The authority citation for part 73 continues to read as follows:

Authority: 47 U.S.C. 154, 303, 334 and 336.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Alaska, is amended by removing Channel 234C2 and adding Channel 234C1 at Houston, and by removing Channel 287C1 and adding Channel 286C1 at Anchorage.

Federal Communications Commission.

John A. Karousos,

Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 01-14017 Filed 6-5-01; 8:45 am]

BILLING CODE 6712-01-P**FEDERAL COMMUNICATIONS COMMISSION****47 CFR Part 90**

[PR Docket No. 93-144; FCC 01-150]

Amendment of Part of the Commission's Rules To Facilitate Future Development of SMR Systems in the 800 MHz Frequency Band**AGENCY:** Federal Communications Commission, Wireless Telecommunications Bureau.**ACTION:** Final rule; denial of petition for reconsideration.

SUMMARY: The Commission terminates the Fresno Remand Order proceeding and denies Chadmoore Wireless Group, Inc.'s ("Chadmoore") Petition for Reconsideration filed on January 24, 2000. Chadmoore raised no new issues

that would persuade the Commission to reverse their previous decision in the Fresno Remand Order.

FOR FURTHER INFORMATION CONTACT: William Kunze, Wireless Telecommunications Bureau, at (202) 418-7887.

SUPPLEMENTARY INFORMATION: This is a summary of the Federal Communications Commission's Order On Reconsideration, FCC 01-150, in PR Docket No. 93-144, adopted on May 1, 2001 and released on May 9, 2001. The full text of this Order on Reconsideration is available for inspection and copying during normal business hours in the FCC Reference Center, Room CY-A257, 445 12th Street, SW., Washington, DC 20554. The complete text may be purchased from the Commission's.

1. In this document the Commission reviews the Petition for Reconsideration, filed on January 24, 2000 by Chadmoore Wireless Group, Inc. (Chadmoore), seeking reconsideration of the Commission's Fresno Remand Order.

2. Chadmoore presented no new arguments in its Petition for Reconsideration, and the Commission sees nothing in the argument Chadmoore has made that would lead the Commission to change its decision in the Fresno Remand Order.

3. Pursuant to section 1.106 of the Commission's rules, 47 CFR 1.106, the Petition for Reconsideration filed by Chadmoore Wireless Group, Inc. on January 24, 2000 in the above-captioned proceeding *Is Denied*.

4. Pursuant to sections 1, 4(i), and 332 of the Communications Act of 1934, as amended, 47 U.S.C. 151, 154(i), and 332, this proceeding *Is Terminated*.

Federal Communications Commission.

William F. Caton,

Deputy, Secretary.

[FR Doc. 01-14140 Filed 6-5-01; 8:45 am]

BILLING CODE 6712-01-P**DEPARTMENT OF TRANSPORTATION****Federal Motor Carrier Safety Administration****49 CFR Part 393**

[FMCSA Docket FMCSA-1997-2222]

Parts and Accessories Necessary for Safe Operation; Trailer Conspicuity**AGENCY:** Federal Motor Carrier Safety Administration (FMCSA), DOT.**ACTION:** Final rule; partial suspension of deadline.